## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF GEORGIA ATHENS DIVISION

KEIRON KENNETH HOLMES, :

:

Plaintiff, :

v.

: No. 3:12-CV-40 (CAR)

Officer LABOWICZ, et. al.,

:

Defendants. :

\_\_\_\_\_:

## ORDER ON THE RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE

Before the Court is the United States Magistrate Judge's Recommendation [Doc. 71] that the Court grant Defendants' Motion to Dismiss for Want of Prosecution [Doc. 66] and dismiss Defendant Diana Farrell's Motion for Summary Judgment [Doc. 46] as moot. Plaintiff has not filed an objection to the Recommendation. Having reviewed the Recommendation, this Court agrees with the findings and conclusions of the Magistrate Judge. Thus, the Recommendation [Doc. 71] is hereby ADOPTED and MADE THE ORDER OF THE COURT. Defendants' Motion to Dismiss for Want of Prosecution [Doc. 66] is GRANTED, and this case is hereby DISMISSED for failure to prosecute. Furthermore, Defendant Farrell's Motion for Summary Judgment [Doc. 46] is DISMISSED as moot in accordance with the Magistrate Judge's Recommendation.

**SO ORDERED,** this 7th day of November, 2013.

S/ C. Ashley Royal C. ASHLEY ROYAL UNITED STATES DISTRICT JUDGE

ADP